



SENATE BILL No. 214

January 26, 1993, Introduced by Senators DUNASKISS and PRIDNIA and referred to the Committee on Transportation and Tourism.

A bill to amend section 1 of Act No. 62 of the Public Acts of 1956, entitled as amended

"An act to authorize the director of the department of state police to promulgate a uniform traffic code; to authorize a city, township, or village to adopt the uniform traffic code by reference without publication in full; and to prescribe criminal penalties and civil sanctions for violation of the code,"

as amended by Act No. 121 of the Public Acts of 1988, being section 257.951 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1 of Act No. 62 of the Public Acts of
2 1956, as amended by Act No. 121 of the Public Acts of 1988, being
3 section 257.951 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 1. (1) A city, township, or village may adopt by
6 reference a code or ordinance for the regulation of traffic
7 within cities, townships, and villages which has been promulgated

1 by the director of the department of state police. The director
2 of the department of state police may promulgate a uniform traf-
3 fic code pursuant to the administrative procedures act of 1969,
4 Act No. 306 of the Public Acts of 1969, as amended, being sec-
5 tions 24.201 to 24.328 of the Michigan Compiled Laws.

6 (2) A city, township, or village, with the consent of, or at
7 the request of, a person who is in charge of a private road or
8 parking lot, whether or not that road or parking lot is open to
9 the general public, may contract with that person for the city,
10 township, or village to enforce provisions of the uniform traffic
11 code or ordinance adopted under this section on that private road
12 or parking lot. As used in this subsection, "person" means an
13 individual, corporation, association, partnership, or other legal
14 entity.

15 (3) A uniform traffic code promulgated by the director of
16 the department of state police under this section shall specify
17 whether a person who violates a particular provision of the code
18 is guilty of a misdemeanor or is responsible for a civil
19 infraction. The director may establish civil sanctions for civil
20 infractions, except that a civil sanction in excess of that pre-
21 scribed in the vehicle code is in conflict with that act and is
22 void to the extent of the conflict. The uniform traffic code
23 shall not impose a criminal penalty for an act or omission which
24 is a civil infraction under the vehicle code.

25 (4) Violation of a provision designated a civil infraction
26 in the uniform traffic code shall be processed in the same manner
27 as a civil infraction under the vehicle code.

1 (5) NOTWITHSTANDING THE REQUIREMENTS OF THE UNIFORM TRAFFIC
2 CODE, A HANDICAPPED PARKING SIGN MAY BE 12 INCHES BY 18 INCHES OR
3 LARGER, AND SHALL BE BLUE WITH THE INTERNATIONAL HANDICAPPED
4 SYMBOL IN WHITE IN THE CENTER OF THE SIGN.

5 (6) ~~—(5)—~~ The provisions of the uniform traffic code promul-
6 gated pursuant to this act that relate to driving while under the
7 influence of an alcoholic beverage or driving with impaired abil-
8 ity shall be identical to the provisions of sections 625 to
9 ~~—625h—~~ 625M of the Michigan vehicle code, Act No. 300 of the
10 Public Acts of 1949, as amended, being sections 257.625 to
11 ~~—257.625h—~~ 257.625M of the Michigan Compiled Laws.

12 (7) ~~—(6)—~~ For purposes of this section, "vehicle code" means
13 the Michigan vehicle code, Act No. 300 of the Public Acts of
14 1949, as amended, being sections 257.1 to 257.923 of the Michigan
15 Compiled Laws.